

TENTATIVE RULINGS

CIVIL / FAMILY LAW CASE MANAGEMENT CALENDAR

For: 1/28/2008 Monday Dept: 1A

Tentative Rulings are the orders to be issued at the hearing and are posted in advance for the convenience of the parties and their counsel. Any party objecting to the tentative ruling should promptly notify the opposing party of the substance of the objection with sufficient time to allow all parties, or their attorneys of record, to appear in person or by telephone at the scheduled hearing. Absent objection, the Court routinely adopts the tentative ruling as posted. Failures to appear, absent an order to appear, are deemed consent to the tentative ruling.

1. 1:00 PM Case: CF7527 [M] DEROSA v POPE
Type: BREACH OF CONTRACT Date Filed: 04/17/07
Priority Info: RE-OPENED FROM CV33631
Event: FURTHER CASE MANAGEMENT CONF - CIVIL

PLNTFF: DEROSA, TONY ATTY: IN PRO PER
DEFNDT: DUNCAN, AL
Service Date/Type: 05/09/07 PER 00/00/00
DBA: THE PROPERTY MANAGEMENT COMPAN

DEFNDT: POPE, CARY ATTY: TRIEBSCH FRAMPTON DORIUS & LI
Service Date/Type: 00/00/00 Answer Date: 05/24/07

DEFNDT: RIVERSIDE BUILDERS INC ATTY: TRIEBSCH FRAMPTON DORIUS & LI
Service Date/Type: 04/27/07 PER Answer Date: 05/24/07

X-DEFT STANKEWITZ, LENIAL WILLIAM
Service Date/Type: 10/10/07 PER 00/00/00

X-DEFT STANKEWITZ CONCRETE
Service Date/Type: 10/10/07 PER 00/00/00

X-DEFT MURPHY, PATRICK MARK
DBA: PAT MURPHY PLUMBING

X-DEFT LEDERLE, JOSEPH MURREL
Service Date/Type: 08/02/07 PER 00/00/00
DBA: JOE LEDERLE'S ELECTRIC

X-DEFT PACIFIC INDUSTRIES

X-DEFT UNIVERSAL FOREST PRODUCTS ATTY: BREMER WHYTE BROWN & O'MEARA
Service Date/Type: 08/31/07 SUB Answer Date: 11/13/07

X-DEFT JONES, DAVID CALVIN
Service Date/Type: 08/07/07 PER 00/00/00
DBA: DNV CONSTRUCTION

X-DEFT CAMPBELL, CRAIG E
Service Date/Type: 08/02/07 PER 00/00/00

X-DEFT MURPHY JR, MARION E
DBA: PAT MURPHY PLUMBING

X-DEFT P I INC
DBA: PACIFIC INDUSTRIES

Tentative Ruling: The cross-complainant has not filed a proper Proof of Service as to all named cross-defendants. Cross-complainant must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, plaintiff and cross-complainant are ordered to file defaults or dismissals of all defendants and cross-defendants. The CMC is set for Dept 1A at 1:00 PM on 5/5/08.

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2. 1:00 PM Case: CF7655 [M] SENDER v PETERS
Type: COLLECTIONS Date Filed: 08/17/07
Event: CASE MANAGEMENT CONFERENCE-CIVIL
Event: OSC RE: FILING COMPLIANCE
VACATE IF ALL POS/ANSWERS ARE FILED

PLNTFF: SENDER, ERICH ATTY: STUDLEY, DAVID W. ESQ
PLNTFF: SENDER, PAULIE ATTY: STUDLEY, DAVID W. ESQ
DEFNDT: PETERS, JEREMY

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. The next Case Management hearing shall be in Dept. 1A at 1:00PM on 6/2/08. If plaintiffs dismiss this matter prior to the next hearing, the hearing will be taken off calendar.

3. 1:00 PM Case: CF7694 [M] WESTERN GENERAL INS v GUTIERREZ
Type: PI/PD - MV Date Filed: 09/10/07
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: WESTERN GENERAL INSURANCE CO ATTY: STEINFELD, REID L. ESQ
DEFNDT: GUTIERREZ, AMY
Service Date/Type: 10/02/07 SUB 00/00/00
DEFNDT: PADILLA, JOHN ATTY: IN PRO PER
Service Date/Type: 09/19/07 PER Answer Date: 10/03/07
DEFNDT: PADILLA, JESUS ATTY: IN PRO PER
Service Date/Type: 09/19/07 PER Answer Date: 10/03/07

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 5/5/08.

4. 1:00 PM Case: CF7785 [M] CALAVERAS LUMBER v SHERIDAN
Type: BREACH OF CONTRACT Date Filed: 11/14/07
Event: OSC RE: FILING COMPLIANCE
VACATE IF ALL POS/ANSWERS ARE FILED
04/07/08 1:00 1A CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: CALAVERAS LUMBER COMPANY INC ATTY: AIROLA & AIROLA
DEFNDT: SHERIDAN, ROXANNE
DBA: MAIN STREET CAFE

Tentative Ruling: Plaintiff has not filed a proper Proof of Service as to all defendants. The OSC is continued over to the previously scheduled CMC time and date.

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5. 1:00 PM Case: CV32547 [S] SOLARI v SOLARI
Type: DECLARATORY RELIEF Date Filed: 04/05/06
Event: FURTHER CASE MANAGEMENT CONFERENCE
STATUS OF SETTLEMENT

PLNTFF: SOLARI, SUSAN E. ATTY: LANE DUNCAN & LAMBERTSON
DEFNDT: SOLARI, JOHN STEVEN ATTY: KARABINUS, DAVID ESQ
Service Date/Type: 04/13/06 PRS Answer Date: 05/26/06

Tentative Ruling: The matter was previously noticed and set for the court's motion to dismiss pursuant to Cal. Rules of Court 3.1385. No opposition to the motion has been filed and the matter is hereby ordered dismissed with prejudice.

6. 1:00 PM Case: CV33109 [S] KORS v SIMS
Type: BREACH OF CONTRACT Date Filed: 10/23/06
At-Issue Date: 00/00/00 Trial: 09/13/07 COURT TRIAL - SHORT CAUSE
Priority Info: CONS W/CV31561-CV33109 IS LEAD
Event: COURT'S MOTION TO DISMISS PER CRC 3.1385

Related cases NOT on this calendar: CV31561 , CV31563 ,
PLNTFF: KORS, NANCY HURWITZ ATTY: MERRILL NOMURA & MOLINEUX LLP
PLNTFF: ELWOOD PROPERTIES LLC ATTY: MERRILL NOMURA & MOLINEUX LLP
X/COMP: SIMS, YOLANDA ATTY: IN PRO PER
DEF/XC: SIMS, ALVIN ATTY: IN PRO PER
Service Date/Type: 11/07/06 PRS 00/00/00
D/XD/XC LEONARD, GLENN ATTY: PHILIPSON & ERDMIER
Service Date/Type: 00/00/00 Answer Date: 01/16/07

Tentative Ruling: The Receiver has posted the required bond. Wherefore, the order of 10/16/07 appointing a receiver to sell the property and pay creditors shall be deemed a dispositive order / judgment for case disposition purposes and no further case management hearing will be required.

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7. 1:00 PM Case: CV34023 [S] KNIGHT
Type: PI/PD MOTOR VEHICLE
Event: CASE MANAGEMENT CONFERENCE-CIVIL

v COUNTY OF CALAVERAS
Date Filed: 08/30/07

PLF/XD: KNIGHT, JASON	ATTY: CLANCEY DOYLE & O'DONNELL
GDN/AL: KNIGHT, JEFFREY	ATTY: CLANCEY DOYLE & O'DONNELL
Service Date/Type: 12/19/07 NOT	Answer Date: 12/26/07
DEFNDT: WELLES, JAMES T	ATTY: GAVIN, CUNNINGHAM & HUNTER
Service Date/Type: 10/12/07 SUB	Answer Date: 11/06/07
DEFNDT: WELLES, WILLIAM	ATTY: GAVIN, CUNNINGHAM & HUNTER
Service Date/Type: 10/11/07 PER	Answer Date: 11/06/07
DEFNDT: LOCKHART, SHERRY	
Service Date/Type: 09/14/07 PER	00/00/00
DEFNDT: LOCKHART, L R	
Service Date/Type: 09/14/07 PER	00/00/00
DBA: AVERY HOTEL	
DEF/XC: COUNTY OF CALAVERAS	ATTY: BARKETT & GUMPERT
Service Date/Type: 09/14/07 PER	Answer Date: 10/12/07
DEF/XC: VALLECITO UNION SCHOOL DISTRICT	ATTY: JOHNSON SCHACHTER & LEWIS
Service Date/Type: 09/14/07 PER	Answer Date: 10/26/07
X-DEFT KNIGHT, BRENDA	ATTY: CLANCEY DOYLE & O'DONNELL
Service Date/Type: 12/19/07 NOT	Answer Date: 12/26/07
X-DEFT KNIGHT, JEFFREY	

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 5/5/08.

8. 1:00 PM Case: CV34031 [S] STEFANICK
Type: BREACH OF WARRANTY
Event: CASE MANAGEMENT CONFERENCE-CIVIL

v NILSEN
Date Filed: 09/04/07

PLNTFF: STEFANICK, KELLY	ATTY: FOLEY, LAW OFFICES OF KENNETH
DEFNDT: BLACK CREEK RANCH LLC	

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 5/5/08.

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9. 1:00 PM Case: CV34043 [S] NORTH AMERICAN v WEST COAST INDUSTRIAL
Type: COMPLEX LITIGATION-RULES OF CT Date Filed: 09/07/07
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: NORTH AMERICAN CAPACITY INSURANCE ATTY: BOORNAZIAN JENSEN & GARTHE
DEFNDT: MCANDREWS, GARY W.

DBA: DIAMOND LATH AND PLASTER

DEF/XC: DAVID DOLIN ROOFING INC ATTY: JAMPOL ZIMET SKANE & WILCOX L
Service Date/Type: 10/01/07 SUB Answer Date: 11/02/07

DF/X-D: B&G MECHANICAL INC
Service Date/Type: 11/16/07 PER 00/00/00

DF/X-D: RON ESQUIVEL CONCRETE ATTY: EMERSON COREY & SORENSEN
Service Date/Type: 09/26/07 PER Answer Date: 11/20/07

DF/X-D: UNLIMITED CONSTRUCTION AND BUILDI
Service Date/Type: 09/28/07 PER 00/00/00

D/XD/XC WEST COAST INDUSTRIAL FLOORING IN ATTY: VITALE & BURNS
Service Date/Type: 09/28/07 SUB Answer Date: 12/11/07

X-DEFT CAROL CARTER DESIGN & CONSTRUCTIO

Tentative Ruling: The plaintiff and cross-complainant have not filed proper Proof of Service as to all named defendants / cross-defendants. Plaintiff and cross-complainant must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants and cross-defendants have filed responsive pleadings, Plaintiff and cross-complainant are ordered to file defaults or dismissals of all defendants and cross-defendants. The CMC is set for Dept 1A at 1:00 PM on 6/2/08.

10. 1:00 PM Case: CV34045 [S] SWEENEY v BURROWS
Type: QUIET TITLE Date Filed: 09/06/07
Event: CASE MANAGEMENT CONFERENCE-CIVIL

Related cases NOT on this calendar: CV34270 ,

PLNTFF: SWEENEY, MARK ATTY: MCDONOUGH HOLLAND & ALLEN

PLNTFF: SCOLARI, DIANE ATTY: MCDONOUGH HOLLAND & ALLEN

AKA: SWEENEY, DIANE

PLNTFF: MIHALY, ARPAD ATTY: MCDONOUGH HOLLAND & ALLEN

PLNTFF: MIHALY, DOROTHY ATTY: MCDONOUGH HOLLAND & ALLEN

PLNTFF: HAGEDORN, ALAN ATTY: MCDONOUGH HOLLAND & ALLEN

PLNTFF: HAGEDORN, GRECILDA ATTY: MCDONOUGH HOLLAND & ALLEN

AKA: HAGEDORN, GHEE

PLNTFF: DUNN, TIMOTHY ATTY: MCDONOUGH HOLLAND & ALLEN

PLNTFF: DUNN, LUCY ATTY: MCDONOUGH HOLLAND & ALLEN

DEFNDT: BURROWS, HOWARD ATTY: SEGERSTROM, KATE POWELL ESQ

Service Date/Type: 10/25/07 PER Answer Date: 12/17/07

DEFNDT: ALL PERSONS UNKNOWN

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants ("ALL PERSONS..."). Plaintiff must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 5/5/08. The parties are commended for stipulating to mediation in this matter.

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11. 1:00 PM Case: CV34046 [S] PIERCE v MARK TWAIN ST JOSEPH
Type: WRONGFUL TERMINATION Date Filed: 09/06/07
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: PIERCE, ROBYN ATTY: DAMBACHER LAW FIRM
DEFNDT: MARK TWAIN ST JOSEPH'S HEALTHCARE ATTY: LAFOLLETTE JOHNSON DEHAAS FES
Service Date/Type: 09/20/07 PER Answer Date: 11/30/07
DBA: MARK TWAIN ST JOSEPH'S HOSPITA

Tentative Ruling: The plaintiff has not filed a proper Proof of Service of the Amended Complaint as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. The parties may stipulate, in a writing filed with the court, the Answer filed 11/30/07 is an Answer to the Amended Complaint otherwise the default or defendant's responsive pleading is due prior to the next hearing. Other than the above procedural orders, the case appears to be At-Issue and mediation is recommended to the parties. A Trial Setting Conference is set in Dept. 1A at 1:00 PM on 7/1/08.

12. 1:30 PM Case: CV33164 [S] WAINWRIGHT v BORGEDALEN
Type: QUIET TITLE Date Filed: 11/02/06
Event: TRIAL SETTING P= 8

Related cases on this calendar: CV33260 ,
PLNTFF: WAINWRIGHT, WARREN W ATTY: FOLEY, KENNETH M ESQ
PLNTFF: WAINWRIGHT, SUSAN F ATTY: FOLEY, KENNETH M ESQ
PLNTFF: MOUNTAIN RANCHES, LLC ATTY: FOLEY, KENNETH M ESQ
DEFNDT: BORGEDALEN, DEAN H ATTY: SAGE, WES ESQ
Service Date/Type: 00/00/00 Answer Date: 01/04/07
DEFNDT: BORGEDELAN, DARREN ATTY: SAGE, WES ESQ
Service Date/Type: 00/00/00 Answer Date: 01/04/07

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 1 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 3 day court trial to be set concurrent with CV33260.

13. 1:30 PM Case: CV33260 [S] COHEN, ETAL v BORGEDALEN, ETAL
Type: QUIET TITLE Date Filed: 12/07/06
Event: TRIAL SETTING P= 8

Related cases on this calendar: CV33164 ,
PLNTFF: COHEN, JUDITH G. ATTY: FOLEY, LAW OFFICES OF KENNETH
PLNTFF: SCHMIDT, KRISTINE ATTY: FOLEY, LAW OFFICES OF KENNETH
PLNTFF: MCGRATH, DONNA ATTY: FOLEY, LAW OFFICES OF KENNETH
PLNTFF: GRISEZ, JAY MICHAEL ATTY: FOLEY, LAW OFFICES OF KENNETH
PLNTFF: WALKER, JAMES WILSON ATTY: FOLEY, LAW OFFICES OF KENNETH
PLNTFF: WALKER, ALLYSON GREEN ATTY: FOLEY, LAW OFFICES OF KENNETH
PLNTFF: SEYMOUR, DANNY J. ATTY: FOLEY, LAW OFFICES OF KENNETH
PLNTFF: SANTENS, JAMES ATTY: FOLEY, LAW OFFICES OF KENNETH
DEFNDT: BORGEDALEN, DEAN H. ATTY: SAGE, WES ESQ
Service Date/Type: 00/00/00 Answer Date: 01/04/07
DEFNDT: BORGEDALEN, DARREN ATTY: SAGE, WES ESQ
Service Date/Type: 00/00/00 Answer Date: 01/04/07

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 1 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 3 day court trial to be set concurrent with CV33164.

14. 1:30 PM Case: CV32820 [S] COCHRAN v LA FLEUR
Type: CIVIL COMPLAINT Date Filed: 07/12/06
Priority Info: DESIGNATED PLAN 3
Event: TRIAL SETTING

PLNTFF: COCHRAN, WAYNE ATTY: CHARTER MILLER & DAVIS
PLNTFF: MONSON, CORA ATTY: CHARTER MILLER & DAVIS
DEF/XC: LA CONTENTA HOMEOWNER'S ASSOCIATI ATTY: PROUT * LEVANGIE
Service Date/Type: 08/17/06 S/M Answer Date: 09/12/06
DF/X-D: SLONIKER CONSTRUCTION INC. ATTY: REYNOLDS, GUY ESQ
Service Date/Type: 08/15/06 PER Answer Date: 09/18/06
D/XD/XC LAFLEUR, ROGER ATTY: MCNAMARA DODGE NEY BEATTY SLA
Service Date/Type: 08/09/06 PER Answer Date: 09/13/06
D/XD/XC LAFLEUR, DONNA ATTY: MCNAMARA DODGE NEY BEATTY SLA
Service Date/Type: 08/09/06 PER Answer Date: 09/13/06
X-DEFT SWARBRICK, DAVID ATTY: DOWNEY BRAND LLP
Service Date/Type: 04/07/07 PER Answer Date: 05/15/07
DBA: SWARBRICK CIVIL ENGINEERS
X-DEFT DUKE, GARY ATTY: CAULFIELD DAVIES & DONAHUE
Service Date/Type: 04/07/07 Answer Date: 05/21/07
X-DEFT DUKE, DAVID ATTY: CAULFIELD DAVIES & DONAHUE
Service Date/Type: 04/12/07 PER Answer Date: 05/21/07

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 6 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 7 day jury trial.

15. 1:30 PM Case: CV33347 [S] VIVES v DOW
Type: QUIET TITLE Date Filed: 01/12/07
Event: COURT'S MOTION TO DISMISS PER 3.1385

PLF/XD: VIVES, GUILLAUME ATTY: DAVIS, BRIAN C. ESQ
PLF/XD: VIVES, STEPHANIE ATTY: DAVIS, BRIAN C. ESQ
DEF/XC: DOW, LARRY ATTY: JAGEMAN, LAW OFFICES
Service Date/Type: 02/14/07 PER Answer Date: 03/16/07
DEF/XC: DOW, MICHAELA R. ATTY: JAGEMAN, LAW OFFICES
Service Date/Type: 00/00/00 Answer Date: 03/19/07

Tentative Ruling: The matter was previously noticed and set for the court's motion to dismiss pursuant to Cal. Rules of Court 3.1385. No opposition to the motion has been filed and the matter is hereby ordered dismissed with prejudice.

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16. 1:30 PM Case: CV33799 [S] AHERN v NEW MELONES
Type: PREMISES LIABILITY Date Filed: 06/12/07
Event: FURTHER CASE MANAGEMENT CONF - CIVIL
*DATE RESET DUE TO COURT CALENDAR CHANGE

PLNTFF: AHERN, KIMBERLY ATTY: YOUNG.WARD ATTORNEYS
AKA: REYNOLDS, KIMBERLY
DEFNDT: NEW MELONES LAKE MARINA ATTY: GIBSON ROBB & LINDH LLP
Service Date/Type: 09/21/07 PER Answer Date: 11/09/07
DEFNDT: SMITH, DAVID ATTY: GIBSON ROBB & LINDH LLP
Service Date/Type: 09/21/07 PER Answer Date: 11/09/07
DEFNDT: WOODWARD, MAYNARD ATTY: GIBSON ROBB & LINDH LLP
Service Date/Type: 10/10/07 SUB Answer Date: 11/09/07

Tentative Ruling: The case is At-Issue and referred to Judicial Arbitration on a 60 day delay. The parties may stipulate to mediation in lieu of arbitration. Discovery to remain open until 30 days prior to trial. Trial setting is set in Dept. 1A at 1:00 PM on 7/1/08.

17. 1:30 PM Case: PR6667 [S] ESTATE OF ECK
Type: LTRS TESTAMENTARY - ATA/IAEA Date Filed: 05/10/05
Event: FURTHER CASE MANAGEMENT CONFERENCE/TRIAL
SETTING ON ALL REMAINING ISSUES

PETNR: WYATT, BETH J. ATTY: PLATON II ESQ., BENJAMIN V.
PETNR: ECK, WAYNE ATTY: MATULICH, LAW OFFICES OF BARR
SP/ADM: BERG, LISA J ATTY: WEINTRAUB GENSHEA CHEDIAK SP
RESP: WYATT, TILDEN L. ATTY: PLATON II ESQ., BENJAMIN V.
RESP: HUTCHINGS, HAROLD W
RESP: HUTCHINGS, SANDRA J
DEC'D: ECK, MARTHA ROSA
INT/PY: SOLORIO, LAWRENCE ATTY: LOGAN, ROBERT M. ESQ.

Tentative Ruling: The case is At-Issue and is set for Trial on the Petition to Establish Estate's Claim of Ownership to Real / Pers Property in Dept. 1 approximately 45 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 1 day court trial. The next Case Management hearing shall be in Dept. 1A at 1:00PM on 5/5/08 for trial setting on the remaining issues.

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18. 2:00 PM Case: CV31888 [S] KERKENES v KERKENES
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 08/03/05
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW P= 8
RESPONDENT'S PETITION REQUESTING TO
PROCEED IN DISSOLUTION PROBATE CODE 100

PETNR: KERKENES, ROBERTA ATTY: PAGE, HELEN O. ESQ
RESP: KERKENES, BUCK ATTY: VAN DYKE ESQ, THOMAS H.
Service Date/Type: 08/24/05 NAR Answer Date: 09/01/05

Tentative Ruling: Respondent died during the pendency of this action and prior to entry of judgment. Either party's death dissolves their marriage or domestic partnership as a matter of law. [Fam.C. § 310(a); see also Fam.C. §§ 298.5(c), 299.3(a)] Consequently, a party's death after the commencement of a dissolution (or legal separation) action but before entry of judgment terminating their marital or domestic partnership status abates the proceeding and divests the court of all further jurisdiction with respect to marital/domestic partnership status, as well as all other as yet unadjudicated issues raised by the pleadings (property rights, support, custody, attorney fees and costs). [Marriage of Shayman (1973) 35 CA3d 648, 651, 111 CR 11, 13; see Estate of Blair (1988) 199 CA3d 161, 166-167, 244 CR 627, 630] But the intervening death does not affect orders already entered in the case. The family court retains jurisdiction to take action to enforce rights adjudicated before the spouse's death. See Marriage of Lisi (1995) 39 CA4th 1573, 1575-1576, 46 CR2d 623, 624; and ¶ 15:290.1. Wherefore this matter is stayed and shall be removed from case management until further request of the parties or court order. This case shall be subject to dismissal on or about 9/1/10.

19. 2:00 PM Case: CV32314 [S] JOHNSON v JOHNSON
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 01/11/06
Event: TRIAL SETTING P= 8

PETNR: JOHNSON, MICHAEL JOSEPH ATTY: CALDERWOOD, BRUCE G ESQ
J/PRTY: COUNTY OF CALAVERAS D.A.: CENTRAL SIERRA CHILD SUPPORT
MINOR: JOHNSON MINORS P.D.: RUSSO, ARLEEN ESQ
RESP: JOHNSON, MARYBETH CORNEIA ATTY: IN PRO PER
Service Date/Type: 02/02/06 PRS Answer Date: 02/21/05

Tentative Ruling: Respondent was previously ordered to provide a final declaration of disclosure prior to the hearing. No proof of such disclosure is on file (FL-141). Wherefore, under FC § 2105, the requirement of respondent's final disclosure is dispensed with and the matter may proceed to settlement or trial. The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 45 days out and for Trial in Dept. 1 approximately 60 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 2 day court trial.

20. 2:00 PM Case: CV32968 [S] HERRADA v HERRADA
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 09/01/06
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW P= 8

PETNR: HERRADA, JAEMIE ATTY: TRIFILO, JOHN J. ESQ
RESP: HERRADA, MANUEL ATTY: IN PRO PER
Service Date/Type: 09/10/06 PER Answer Date: 10/04/06

Tentative Ruling: It appears the parties have filed for bankruptcy protection. The bankruptcy petition front page with filing stamp is ordered filed with this court. The matter is continued for further case management in Dept. 1A at 2:00PM on 5/5/08.

21. 2:00 PM Case: CV33197 [S] DELGADO v GLASSER
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 11/14/06
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW P= 8
01/29/08 9:00 1 RESPONDENT'S MOTION TO BIFURCATE
STATUS OF MARRIAGE

PETNR: DELGADO, ROBERTA ATTY: TRIFILO, JOHN J. ESQ
RESP: GLASSER, IRA K ATTY: AIROLA, STEVEN J ESQ
Service Date/Type: 11/19/06 PRS Answer Date: 12/08/06

Tentative Ruling: It appears from the file Respondent has failed to abide by the prior order to provide a final declaration of disclosure. Petitioner has not moved to compel production of respondent's final disclosure. Respondent is ordered to serve and file a Final Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 5/5/08.

22. 2:00 PM Case: CV33436 [S] MORRIS v MORRIS
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 02/14/07
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW P= 8
RESPONDENT ORDERED PRESENT

PETNR: MORRIS, LYFORD BENJAMIN ATTY: HEADLEY, FRANCES A. ESQ
RESP: MORRIS, REBEKAH J. ATTY: IN PRO PER
Service Date/Type: 00/00/00 Answer Date: 02/20/07

Tentative Ruling: Both parties have filed proof of the necessary disclosures. It appears the parties are exchanging settlement proposals. The case is At-Issue and is set for Settlement Conference in Dept. 1A at 3:00 PM on 4/7/08, any issues that are not settled at that conference will be set for trial. If a final Judgment (FL-180) on all issues is on file prior to the next hearing the court hearing will be vacated.

23. 2:00 PM Case: CV33786 [S] ALLURED v ALLURED
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 06/11/07
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW P= 8

PETNR: ALLURED, DAVID DOUGLAS ATTY: CHAVEZ-OCHOA LAW OFFICES INC.
RESP: ALLURED, LAURA TESTA ATTY: COTTRELL, STEVEN J ESQ
Service Date/Type: 07/03/07 PER Answer Date: 07/25/07

Tentative Ruling: Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 5/5/08.

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24. 2:00 PM Case: CV34002 [S] SNIPES v O'MEARA
Type: ESTABLISH PARENTAL RELATIONSHI Date Filed: 08/22/07
Priority Info: CUSTODY/VISITATION BIFURCATED
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW P= 8
PETITIONER'S OSC-AMEND BIRTH CERTIFICATE
RESP'S MOTION-UNCOVERED MEDICAL EXPENSES

PETNR: SNIPES, ZACHARY ATTY: HALLUM, KENNETH M. ESQ.
RESP: O'MEARA, KAITLYN ATTY: CHAVEZ-OCCHOA LAW OFFICES INC.
Service Date/Type: 08/27/07 PER Answer Date: 09/12/07

Tentative Ruling: There is no formal order filed reflecting the parties' child custody stipulation reached 11/19/07. Petitioner is directed to prepare, circulate and file the appropriate orders to reflect the 11/19/07 stipulation. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 5/5/08. If a final Judgment on all issues is on file prior to the next Case Management hearing the Case Management hearing will be vacated. At that next hearing, any remaining issues will be set for trial.

25. 2:00 PM Case: CV34035 [S] HOLLINGSWORTH v HOLLINGSWORTH
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 09/05/07
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW P= 8

PETNR: HOLLINGSWORTH, DEAN ATTY: AIROLA & AIROLA
RESP: HOLLINGSWORTH, JAMIE ATTY: VALEN, LAW OFFICES OF MARK
Service Date/Type: 00/00/00 Answer Date: 10/18/07

Tentative Ruling: Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Petitioner is ordered to serve and file a Final Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 5/5/08.

26. 2:00 PM Case: CV28228 [S] BILLINGS v CHRISTIAN
Type: ESTABLISH PARENTAL RELATIONSHI Date Filed: 02/20/02
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW
PETITIONER ORDERED PRESENT

Related cases NOT on this calendar: CV33703 , C12791 ,
PETNR: BILLINGS, TERRY LEON ATTY: IN PRO PER
MINOR: CHRISTIAN-BILLINGS MINOR P.D.: RUSSO, ARLEEN ESQ
RESP: CHRISTIAN, KIM M.

Tentative Ruling: This case is more than 5 years old. There is no Response to the Petition on File. There is no child support order or Judgment in the file. Petitioner has repeatedly failed to appear as ordered. The matter is set for dismissal in Dept. 1A at 2:00 PM on 4/7/08. If there is no Default filed by Petitioner, Response to the Petition filed by Respondent, or Stipulated Judgment on file by 4/7/08, the matter will be dismissed for failure to proceed.

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27. 2:00 PM Case: CV33394 [S] HOWIE v HOWIE
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 02/01/07
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: HOWIE, JEANNETTE ATTY: IN PRO PER
RESP: HOWIE, JOSEPH
Service Date/Type: 04/25/07 PER 00/00/00

Tentative Ruling: The Default of the respondent has been entered. Petitioner must go to the clerk's filing window to schedule a "Default Prove-Up" hearing. Petitioner must attend that brief hearing and submit the Judgment (FL-180) and Notice of Judgment (FL-190) papers. Alternatively, Judgment may be entered by a notarized agreement reflected in a Marital Settlement Agreement ("MSA") attached to the Judgment (FL-180). After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 5/5/08. If a final Judgment (FL-180) on all issues is on file prior to the next Case Management hearing the Case Management hearing will be vacated.

28. 2:00 PM Case: CV33527 [S] JONES v JONES
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 03/14/07
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW
PETITIONER ORDERED PRESENT

PETNR: JONES, KIMBERLY L ATTY: IN PRO PER
RESP: JONES, KEITH
Service Date/Type: 06/10/07 PER 00/00/00

Tentative Ruling: Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept 1A at 2:00 PM on 5/5/08.

29. 2:00 PM Case: CV33551 [S] ATKINSON v ATKINSON
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 03/21/07
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: ATKINSON, NICOLE ATTY: IN PRO PER
RESP: ATKINSON, MATTHEW
Service Date/Type: 05/15/07 PER 00/00/00

Tentative Ruling: It appears the parties have reached agreements on many of the issues, but there is no final Judgment (FL-180) in this case. There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept 1A at 2:00 PM on 5/5/08. This matter may be concluded by a notarized Marital Settlement Agreement ("MSA") of the parties attached to the Judgment (FL-180). If a final Judgment (FL-180) on all issues is on file prior to the next Case Management hearing the Case Management hearing will be vacated.

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30. 2:00 PM Case: CV33695 [S] MOLESWORTH v MOLESWORTH
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 05/03/07
At-Issue Date: 06/22/07
Event: TRIAL SETTING

Related cases NOT on this calendar: CV33919 ,
PETNR: MOLESWORTH, LISA JEANNE ATTY: IN PRO PER
RESP: MOLESWORTH, PETER DONALD ATTY: IN PRO PER
Service Date/Type: 05/14/07 PER Answer Date: 06/05/07

Tentative Ruling: All of the previously filed Declarations of Disclosure have errors rendering them incomplete. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. It appears the parties were close to settlement at one time and the Court encourages continuing settlement efforts. If a final Judgment (FL-180) on all issues is on file prior to the next Case Management hearing the Case Management hearing will be vacated. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 5/5/08.

31. 2:00 PM Case: CV33839 [S] ROBINSON-STOKES v STOKES
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 06/27/07
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW
BOTH PARTIES ORDERED PRESENT

PETNR: ROBINSON-STOKES, LEAH M ATTY: IN PRO PER
RESP: STOKES, DANIEL J ATTY: IN PRO PER
Service Date/Type: 00/00/00 Answer Date: 10/11/07

Tentative Ruling: There are temporary orders on child custody and support. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. This matter may be concluded by a notarized Marital Settlement Agreement ("MSA") of the parties attached to the Judgment (FL-180). After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 5/5/08. If a final Judgment (FL-180) on all issues is on file prior to the next Case Management hearing the Case Management hearing will be vacated.

32. 2:00 PM Case: CV33897 [S] BLOOD v MAY
Type: ESTABLISH PARENTAL RELATIONSHI Date Filed: 07/17/07
Event: RETURN ON MEDIATION

Related cases NOT on this calendar: CV33928 ,
PETNR: DONOVAN BLOOD, DEIRDRE L. ATTY: IN PRO PER
RESP: MAY, JASON ATTY: IN PRO PER
Service Date/Type: 08/22/07 PER Answer Date: 11/26/07

Tentative Ruling: Most regrettably it appears petitioner has died in an automobile accident. The Court takes Judicial Notice of the Judgment finding Respondent to be the father of Madeline and Miles. The remaining issue of Judgment on legal and physical custody of the minors is set for short cause hearing in Dept. 2 at 2:00 PM in 1/30/08.

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33. 2:00 PM Case: CV34053 [S] PARISH v PARISH
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 09/12/07
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: PARISH, JASMINE R ATTY: IN PRO PER
RESP: PARISH, DANIEL J ATTY: IN PRO PER
Service Date/Type: 09/17/07 PER Answer Date: 09/19/07

Tentative Ruling: Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. From the Court's record it is unclear as to the anticipated due date for the unborn child. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 5/5/08.

34. 2:00 PM Case: CV34063 [S] BYRNES v BYRNES
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 09/14/07
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: BYRNES, JONATHAN ANDREW ATTY: IN PRO PER
RESP: BYRNES, SHERI ANN
Service Date/Type: 09/08/07 PER Answer Date: 12/03/07

Tentative Ruling: There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept 1A at 2:00 PM on 5/5/08. This matter may be concluded by a notarized Marital Settlement Agreement ("MSA") of the parties attached to the Judgment (FL-180). If a final Judgment (FL-180) on all issues is on file prior to the next Case Management hearing the Case Management hearing will be vacated.

35. 2:00 PM Case: CV34070 [S] CABLE v BREN
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 09/17/07
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: CABLE, FALLON E. ATTY: IN PRO PER
RESP: BREN, BRANDEN K.
Service Date/Type: 10/01/07 PER 00/00/00

Tentative Ruling: Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept 1A at 2:00 PM on 5/5/08. This matter may be concluded by a notarized Marital Settlement Agreement ("MSA") of the parties attached to the Judgment (FL-180). If a final Judgment (FL-180) on all issues is on file prior to the next Case Management hearing the Case Management hearing will be vacated.

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36. 2:00 PM Case: CV34090 [S] FELICIANO v SHUMACHER
Type: ESTABLISH PARENTAL RELATION Date Filed: 09/21/07
Priority Info: CONFIDENTIAL FILE
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: FELICIANO, MEAGAN ATTY: IN PRO PER
RESP: SHUMACHER, ROBERT

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. The Court recognizes there is a Voluntary Declaration of Paternity signed by the parties concerning the minor at the time of her birth. The parties have a child custody agreement they need to reaffirm or deny at the next court hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 4/7/08.

37. 3:00 PM Case: CV32276 [S] THORNBURG v THORNBURG
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 12/27/05
Event: READINESS/SETTLEMENT CONFERENCE RE
CUSTODY AND VISITATION
Event: FURTHER CASE MANAGEMENT CONF-REMAINING
ISSUES
01/29/08 9:00 1 PETNR'S MOTION RE MODIFICATION OF CHILD
SUPPORT, SPOUSAL SUPPORT, RETROACTIVE
SUPPORT ORDERS
01/30/08 9:00 1 COURT TRIAL ON BIFURCATED ISSUES OF
CUSTODY AND VISITATION

Related cases NOT on this calendar: CV33668 ,
PETNR: THORNBURG, MANDY ATTY: COTTRELL, STEVEN J ESQ
RESP: THORNBURG, MICHAEL J. ATTY: CHAVEZ-CHOA LAW OFFICES INC.
Service Date/Type: 01/11/06 PER Answer Date: 01/18/06
CLAMNT: CALIFORNIA PUBLIC EMPLOYEES RETIR

Tentative Ruling: Neither party has complied with the previous order to file proof of final disclosures. Petitioner is ordered to serve and file a Final Declaration of Disclosure (FL-141) prior to the next hearing. Respondent is ordered to serve and file a Final Declaration of Disclosure (FL-141) prior to the next hearing. The parties and counsel are ordered to appear at settlement conference.

38. 3:00 PM Case: CV32851 [S] GONZALEZ-COCKERTON v COCKERTON
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 07/24/06
Event: CONTINUED SETTLEMENT CONFERENCE/TRIAL
SETTING
01/29/08 9:00 1 PET'S MOTION FOR SPOUSAL SUPPORT AND
PAYMENT OF COSTS

PETNR: GONZALEZ-COCKERTON, MARY ATTY: CALDERWOOD, BRUCE G ESQ
RESP: COCKERTON, WAYNE ATTY: TRIFILO, JOHN J. ESQ
Service Date/Type: 07/27/06 PRS Answer Date: 08/28/06
CLAMNT: CALIFORNIA PUBLIC EMPLOYEES RETIR
Service Date/Type: 10/17/06 NAR 00/00/00

Tentative Ruling: The parties have filed the proper disclosures. The parties and counsel are ordered to appear at settlement conference.

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39. 3:00 PM Case: CV33316 [S] GLASS v GLASS
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 01/02/07
Event: SETTLEMENT CONFERENCE-CUSTODY/VISITATION
FURTHER CASE MANAGEMENT CONF-PROPERTY

Related cases NOT on this calendar: CV33585 ,
PETNR: GLASS, RONALD ATTY: CALDERWOOD, BRUCE G ESQ
RESP: GLASS, ANTOINETTE ATTY: IN PRO PER
Service Date/Type: 00/00/00 Answer Date: 02/01/07

Tentative Ruling: This matter was set for settlement of the child custody issues. The custody issues were settled by a stipulated Judgment filed 11/26/07, wherefore this matter shall proceed as a Case Management Conference on remaining issues. Petitioner has failed to abide by the orders to file preliminary disclosures. Respondent has filed all necessary disclosures. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 2:00 PM on 4/7/08.

40. 3:00 PM Case: CV33844 [S] THURSTON v HOWDEN
Type: ESTABLISH PARENTAL RELATIONSHI Date Filed: 06/28/07
Priority Info: CONFIDENTIAL FILE
Event: SETTLEMENT CONFERENCE/TRIAL SETTING

Related cases NOT on this calendar: CV33947 , CV28362 ,
PETNR: THURSTON, MIKE ATTY: IN PRO PER
MINOR: THURSTON MINOR P.D.: RUSSO, ARLEEN ESQ
RESP: HOWDEN, JOLLEEN ATTY: IN PRO PER
Service Date/Type: 09/07/07 PER 00/00/00

Tentative Ruling: This is a settlement conference and the parties are ordered to appear.

41. 3:00 PM Case: CV33980 [S] NICKISON v NICKISON
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 08/15/07
At-Issue Date: 00/00/00 Trial: 01/31/08 COURT TRIAL - LONG CAUSE
Event: READINESS CONFERENCE RE CUSTODY,
VISITATION, MOVE-AWAY REQUEST
01/31/08 9:00 1 COURT TRIAL RE CUSTODY, VISITATION AND
MOVE-AWAY REQUEST

PETNR: NICKISON, WILLIAM R ATTY: BORDEN, MARK ESQ
MINOR: NICKISON MINORS P.D.: RUSSO, ARLEEN ESQ
RESP: NICKISON, CAROLYN ATTY: TRIFILO, JOHN J. ESQ
Service Date/Type: 00/00/00 Answer Date: 09/14/07
CLAMNT: MICRO CHEM LABORATORIES 401K PLAN

Tentative Ruling: This is trial readiness for the child custody move-away issue. Counsel may appear by telephone.

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